

Fill in this information to identify the case:

Debtor name **New Trinity Coal Incorporated**

United States Bankruptcy Court for the: **SOUTHERN DISTRICT OF WEST VIRGINIA**

Case number (if known) **2:19-bk-20088**

☐ Check if this is an amended filing

Official Form 207

Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy

04/16

The debtor must answer every question. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

Part 1: Income

1. Gross revenue from business

☐ None.

Identify the beginning and ending dates of the debtor's fiscal year, which may be a calendar year

Sources of revenue
Check all that apply

Gross revenue
(before deductions and exclusions)

From the beginning of the fiscal year to filing date:
From **4/01/2019** to **Filing Date**

☐ Operating a business
operating income
04/01/2018 to 2/28/19
☒ Other **(FYE 03/31/19)**

\$17,409,373.60

2. Non-business revenue

Include revenue regardless of whether that revenue is taxable. *Non-business income* may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

☐ None.

Description of sources of revenue

Gross revenue from each source
(before deductions and exclusions)

From the beginning of the fiscal year to filing date:
From **1/01/2019** to **Filing Date**

Non business 4/1/18 to filing

\$17,002.00

Part 2: List Certain Transfers Made Before Filing for Bankruptcy

3. Certain payments or transfers to creditors within 90 days before filing this case

List payments or transfers—including expense reimbursements—to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

☐ None.

Creditor's Name and Address

Dates

Total amount of value

Reasons for payment or transfer
Check all that apply

Creditor's Name and Address	Dates	Total amount of value	Reasons for payment or transfer Check all that apply
3.1. From Trust account See attached list		\$3,437,984.34	<input checked="" type="checkbox"/> Secured debt <input checked="" type="checkbox"/> Unsecured loan repayments <input checked="" type="checkbox"/> Suppliers or vendors <input checked="" type="checkbox"/> Services <input checked="" type="checkbox"/> Other <u>list includes payment to vendors, officers and affiliates of the debtor</u>

3.2. Westbanco Checking Account See Attached list		\$654,724.24	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input checked="" type="checkbox"/> Suppliers or vendors <input checked="" type="checkbox"/> Services <input checked="" type="checkbox"/> Other _____
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4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed or cosigned by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. *Insiders* include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

☐ None.

Insider's name and address Relationship to debtor	Dates	Total amount of value	Reasons for payment or transfer
4.1. Paul Saluja New Trinity Vice President and general counsel	Monthly	\$390,000.00	salary plus \$59,200.79 expense reimbursement
4.2. Gunjan Gupta New Trinity President, CEO, and Director	Monthly	\$803,323.87	Salary and bonus plus \$65,823.87 expense reimbursement
4.3. Saluja Law Offices, PLLC P.O. Box 3856 Charleston, WV 25338 business owned by officer	monthly rent \$3,000.00 plus a single \$2,622.00 expense reimbursement	\$36,000.00	Rent for office space
4.4. Pranav Agarwal Essar, 9th Floor, Essar House 11 KK MARG, Mahalaxmi Mumbai, Maharashtra Employee of Essar Services	12/2018	\$88.43	expenses - payment directed by Essar Global
4.5. Pramod Prusty Essar, 9th Floor, Essar House 11 KK MARG, Mahalaxmi Mumbai, Maharashtra employee of unknown Essar entity	1/2019	\$1,490.84	expenses payment directed by Essar Global

EXHIBIT 3.1 (a) New Trinity Coal Trust Account Accounting

Date	Cash Received	Check No.	Payee	Amount
12/3/2018		Outgoing Wire(2)	ADP	59,986.29
12/3/2018	281,776.80		Integrity Invoice - 1056-18	
12/3/2018		3754	Resources Limited LLC.	200,000.00
12/3/2018		3755	VOID	0.00
12/3/2018		3756	Performance Drives Inc	170.45
12/7/2018	57,934.23		NTCI Inv. To DCS 1055-18	
12/7/2018		3757	VOID	0.00
12/7/2018		3758	Bill Miller Equipment Sales, Inc.	5,000.00
12/7/2018		3759	Diana Hodges	49.85
12/7/2018		3760	Eagle Carbon Inc.	4,245.00
12/7/2018		3761	Jeremy Simms	828.73
12/7/2018		3762	Michael Pittman	182.68
12/10/2018		3763	Paul Saluja	1,920.56
12/10/2018		Outgoing Wire	Dominion Carbon (PO 12649)	8,247.30
12/14/2018	20,785.46		NTCI - DCS 1057-18	
12/14/2018	56,770.45		NTCI - DCS 1058-18	
12/14/2018		3764	Pramod Prusty	1,200.00
12/17/2018		3765	Karen Payne	600.00
12/17/2018		3766	RT Rogers Oil Co. Inc.	6,247.50
12/17/2018		Outgoing Wire	Essar Services India Private Ltd.	4,000.00
12/17/2018		Outgoing Wire	NTCI - Payroll (Online 2 wires)	51,124.54
12/17/2018		3767	Jeremy Simms	287.09
12/17/2018		3768	Michael Pittman	284.09
12/17/2018		3769	Paul Saluja	3,438.39
12/17/2018		3770	Diana Hodges	98.43
12/20/2018		3771	Resources Limited	200,000.00
12/20/2018		3772	CrossFire	922.30
12/20/2018		3773	Elite Coal Services	12,574.81
12/20/2018		3774	Larkin Hoskins - Expenses	6,500.00
12/20/2018		3775	Void	0.00
12/21/2018		3776	Pramod Prusty	290.84
12/21/2018		3777	The Welch News	473.28
12/21/2018	48,648.62		Invoice Number 1059-18	
12/21/2018	15,172.96		Invoice Number 1060-18	
12/27/2018		3778	VOID	0.00
12/27/2018		3779	Mountain State Company	24,000.00
12/27/2018	358,325.00		Integrity Invoice - 1065-18	
12/28/2018	13,227.05		DCS Invoice 1061-18	
12/28/2018	99,101.89		DCS Invoice 1062-18	

12/31/2018		3780 Resources Limited	150,000.00
12/31/2018		Online PMT One Beacon - Bond Collateral	180,000.00
12/31/2018		Online PMT ADP/NTCI - Payroll	31,385.12
12/31/2018		Online PMT ADP/NTCI - Payroll	25,306.15
12/31/2018		3781 Rent	3,000.00
12/31/2018		3782 Diana Hodges	46.63
12/31/2018		3783 Gunjan Gupta - Expenses	2,473.87
12/31/2018		3784 Michael Pittman	97.00
12/31/2018		3785 Paul Saluja	841.84
12/31/2018		3786 VOID	0.00
12/31/2018		3787 Apprifer - NTCI	558.00
12/31/2018		3788 Highmark Blue Cross	5,372.33
12/31/2018		3789 AFCCO	27,235.46
12/31/2018		3790 AFCCO	9,929.04
12/31/2018		3791 AFCCO	198.58
12/31/2018		3792 WVDEP	1,257.00
12/31/2018		3793 ADP	103.77
12/31/2018		3794 VOID	0.00
12/31/2018		3795 Eagle Carbon Inc.	4,245.00
1/2/2019		3796 SNF Mining	10,092.00
1/3/2019		3797 Larkin Hoskins - Expenses	12,828.65
1/3/2019		3798 Doss Electric	673.00
1/3/2019		3799 RT Rogers Oil Co. Inc.	7,497.00
1/3/2019		3800 Resources Limited	50,000.00
1/4/2019	38,653.09	DCS Inv. 1063-18	
1/4/2019	52,753.53	DCS Inv. 1064-18	
1/8/2018		3801 Void	0.00
1/11/2018	11,470.01	DCS 1066-18	
1/11/2018	50,711.29	DCS 1000-19	
1/11/2018	386,178.08	Integrity 1001-19	
1/11/2019		3802 WVDEP	794.00
1/11/2019		3803 AAA Septic Tank Service	397.50
1/11/2019		3804 ADP	263.87
1/11/2019		3805 American Electric Power	100.00
1/11/2019		3806 American Electric Power	112.68
1/11/2019		3807 American Electric Power	28,307.15
1/11/2019		3808 AFCCO	9,929.04
1/11/2019		3809 ASP Technical Services	3,608.04
1/11/2019		3810 AT&T	347.84
1/11/2019		3811 Beckley Newspapers	604.32
1/11/2019		3812 Compliance Labs	14,195.00
1/11/2019		3813 Cramer Security	37,073.91
1/11/2019		3814 Crosiers	1,878.32
1/11/2019		3815 CrossFire	14,364.00
1/11/2019		3816 Doss Engineering	9,426.13
1/11/2019		3817 Elite Coal Services	39,049.43
1/11/2019		3818 Frontier	406.50

1/11/2019		3819 Gallagher Coal Research	8,758.90
1/11/2019		3820 Herman & Cormany	8,962.00
1/11/2019		3821 Karen Payne	600.00
1/11/2019		3822 Mountain State Company	24,000.00
1/11/2019		3823 Page-Kincaid Public Service District	811.01
1/11/2019		3824 Page-Kincaid Public Service District	811.01
1/11/2019		3825 Page-Kincaid Public Service District	94.94
1/11/2019		3826 Progressive Commercial	1,716.96
1/11/2019		3827 Sturm Environmental Services	23,679.25
1/14/2019		3828 Resources Limited LLC.	150,000.00
1/14/2019		3829 Page-Kincaid Public Service District	1,716.96
1/14/2019		3830 WVDEP	575.00
1/14/2019		3831 WVDEP	794.00
1/14/2019		3832 WVDEP	450.00
1/14/2019	Online PMT	ADP - Payroll	31,390.76
1/14/2019	Online PMT	ADP - Payroll Taxes	23,171.54
1/14/2019		3833 Diana Hodges	12.90
1/14/2019		3834 Gunjan Gupta - Expenses	7,307.88
1/14/2019		3835 Jeremy Simms	1,736.64
1/14/2019		3836 Michael Pittman	257.15
1/14/2019		3837 Paul Saluja	1,199.26
1/14/2019		3838 Vedat Ozsever	2,202.92
1/14/2019		3839 WV Division of Natural Resources	150.00
1/15/2019		3840 HD Media	420.00
1/15/2019	Online PMT	Dominion Carbon	8,278.16
1/17/2019	33,686.25	Calgon 1002-19	
1/17/2019	33,686.25	Dominion Carbon 1003-19 (O.P. 1079.56)	
1/17/2019		3841 H&E Electric	1,700.00
1/17/2019		3842 Bill Miller Equipment Sales, Inc. (Dup)	46,000.00
1/17/2019		3843 Resources Limited LLC.	51,000.00
1/23/2019		3844 RT Rogers Oil Co. Inc.	7,000.00
1/23/2019		3845 NTCI - Transfer to WB account	200,000.00
1/24/2019	76,562.50	Calgon 1005-19	
1/25/2019	12,151.22	Dominion Carbon 1004-19	
		Dominion Carbon 1006-19 (minus	
1/25/2019	8,500.91	overpayment of \$ 1079.56 on 1003-19)	
1/25/2019	398,750.00	Integrity Prepayment	
1/28/2019		3846 NTCI - Transfer	400,000.00
1/29/2019		ADP - Payroll	31,385.11
1/29/2019		ADP - Payroll Taxes	22,794.28
1/31/2019	71,318.75	Calgon Carbon 1007-19	
2/1/2019		3847 Highmark Blue Cross	5,372.33
2/6/2019	697,254.25	Integrity Balance 1010-19	
2/8/2019		Dominion Carbon (Inv. No. 119-19)	11,337.98
2/8/2019		Dominion Carbon (Inv. No. 115-19)	635.12
2/8/2019	52,926.25	Calgon Carbon 1009-19	
2/8/2019		3848 Resources Limited	92,000.00

2/11/2019		3849 Transfer to NTCI	100,000.00
2/14/2019	71,548.75	Calgon Inv. 1012-19	
2/14/2019	21,889.86	Dominion Carbon Inv. 1011-19	
2/15/2019		3850 Resources Limited	40,000.00
2/15/2019		3851 Resources Limited	30,000.00
2/15/2019		3852 Resources Limited	16,000.00
2/15/2019		3853 VOID	0.00
2/15/2019		3854 VOID	0.00
2/15/2019		3855 VOID	0.00
2/15/2019		3856 Karen Payne	600.00
2/18/2019		3857 Resources Limited	43,000.00
2/18/2019		3858 Resources Limited	32,000.00
2/19/2019		Online PMT Dominion Carbon 121-19	858.59
2/19/2019		3859 VOID	0.00
2/19/2019		3860 VOID	0.00
2/19/2019		3861 New Trinity Coal - Transfer	75,000.00
2/19/2019		3862 Larkin Hoskins	19,000.00
2/20/2019	11,828.75	Calgon Carbon Inv. 1014-19	
2/20/2019	41,833.64	DCS Inv. 1013-19	
2/21/2019		3863 Philip Beddows	5,000.00
2/21/2019		3864 Phil Scott	9,000.00
2/25/2019		3865 Highmark Blue Cross	10,126.71
2/25/2019		3866 Resources Limited	92,000.00
2/26/2019		Online PMT New Trinity Coal (Payroll)	30,239.68
2/26/2019		Online PMT New Trinity Coal (Payroll Taxes)	21,545.41
2/27/2019	13,446.55	DCS Inv. 1015-19	
2/27/2019	65,071.25	Calgon Carbon Inv. 1016-19	
2/28/2019		3867 Void	0.00
2/28/2019		3868 Void	0.00
2/28/2019		3869 Pierson Legal Services	10,000.00
2/28/2019		3870 Della Cline-Gentile	1,000.00
3/1/2019	241,145.00	Calgon Carbon Inv. 1018-19	
3/1/2019		Online PMT One Beacon - Bond Collateral	203,140.00
3/1/2019		3871 New Trinity Coal - Transfer	100,000.00
3/4/2019		OnlinePMT Pierson Legal Services	50,000.00
3/4/2019		3872 Michael Pittman	623.55
3/4/2019		3873 Diana Hodges	53.33
3/4/2019		3874 VOID	0.00
3/4/2019		3875 WV MHS&T	400.00
3/4/2019		3876 WV MHS&T	400.00
3/4/2019		3877 Gunjan Gupta - Expenses	9,004.78
3/4/2019		3878 Gunjan Gupta - Expenses	90.61
3/4/2019		3879 Vedat Ozsever	2,250.32
3/4/2019		3880 Resources Limited	40,000.00
3/4/2019		3881 Resources Limited	50,000.00
3/6/2019	55,208.75	Calgon - Inv. 1019-19	
3/6/2019	59,662.50	Calgon - Inv. 1020-19	

3/7/2019		3882 Cecil I. Walker Machinery Company	1,374.00
3/7/2019		3883 Fragomen	285.00
3/8/2019	139,778.75	Calgon - Inv. 1021-19	
3/8/2019	65,492.50	Calgon - Inv. 1023-19	

CK/Bank ReCap			EXHIBBIT 3.1(b) Wesbanco	
1201	1/23/2019	Guardco		25,000.00
1202	1/24/2019	Resources Ltd		55,000.00
1203	1/28/2019	D Hodges		53.33
1204	1/28/2019	J Simms		423.83
1205	1/28/2019	M Pittman		128.65
1206	1/28/2019	P Saluja		14,675.17
1207	1/28/2019	P Prusty		1,500.00
1208	1/28/2019	A Ozserver		2,143.74
1209	1/29/2019	Bill Miller Equip Sales		46,000.00
1210	1/28/2019	VOIDED CK		-
1211	1/29/2019	Holiday Inn Express		1,071.54
1212	1/29/2019	Limestone Dust		1,196.00
1213	1/29/2019	Limestone Dust		1,196.00
1214	1/31/2019	Crossfire		14,419.73
1215	1/31/2019	Resources Ltd		45,000.00
1216	1/31/2019	Huffman Trucking Co		31,694.33
1217	1/31/2019	Larkin Hoskins		8,719.13
1218	2/5/2019	Mountain State Co		500.00
1219	2/5/2019	Quality Magnetite		8,125.00
1220	2/6/2019	Elite Coal Services		16,436.97
1221	2/8/2019	Saluja Law Offices		3,000.00
1222	2/13/2019	VOIDED CK		-
1223	2/13/2019	VOIDED CK		-
1224	2/13/2019	VOIDED CK		-
1225	2/13/2019	Elite Coal Services		36,727.24
1226	2/13/2019	Crossfire		3,853.02
1227	2/13/2019	Gallagher Coal Research		30,819.01
1228	2/14/2019	AFCO		54,470.92
1229	2/14/2019	AFCO		20,066.66
1230	2/14/2019	Shentel		341.73
1231	2/14/2019	AppRiver		558.00
1232	2/14/2019	Vedat Ozserver		551.59
1233	2/14/2019	Paul Saluja		2,478.89
1234	2/14/2019	Michael Pittman		212.32
1235	2/14/2019	Jeremy Simms		620.73
1236	2/14/2019	Virco Contracting		10,000.00
1237	2/18/2019	Eagle Carbon		4,245.00
1238	2/18/2019	AEP		31,272.65
1239	2/18/2019	AEP		224.62
1240	2/18/2019	AEP		283.87
1241	2/18/2019	Southern Safety		750.00
1242	2/18/2019	Crossfire		3,233.77
1243	2/18/2019	Crosiers		173.84
1244	2/18/2019	Crosiers		173.84
1245	2/18/2019	Crosiers		173.84

1246	2/18/2019	AAA Septic Tank Svcs	132.50
1247	2/18/2019	AAA Septic Tank Svcs	132.50
1248	2/18/2019	AAA Septic Tank Svcs	132.50
1249	2/18/2019	AAA Septic Tank Svcs	132.50
1250	2/20/2019	Virco Contracting	50,422.50
1251	2/25/2019	VOIDED CK	-
1252	2/25/2019	VOIDED CK	-
1253	2/25/2019	Doss Electric	420.00
1254	2/25/2019	Beckley Welding	1,778.37
1255	2/26/2019	AEP	302.76
1256	2/26/2019	RT Rogers Oil	7,765.61
1257	2/26/2019	RT Rogers Oil	7,131.60
1258	2/27/2019	Fleet Resources, LLC	4,000.00
1259	2/27/2019	Page-Kincaid PSD	1,622.02
1260	2/27/2019	Page-Kincaid PSD	1,622.02
1261	2/27/2019	Page-Kincaid PSD	189.88
1262	3/1/2019	Saluja Law Offices	3,000.00
1263	3/4/2019	Donna Toler	1,600.00
1264	3/4/2019	Crossfire	895.62
1265	3/4/2019	CC Safety Supply	3,928.90
1266	3/4/2019	Bill Miller Equip Sales	58,000.00
1267	3/4/2019	Mountain State Co	24,000.00
1268	3/4/2019	Bill Miller Equip Sales	10,000.00

Current Balance

654,724.24

Debtor **New Trinity Coal Incorporated**

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Case number (if known) **2:19-bk-20088**

Insider's name and address Relationship to debtor	Dates	Total amount of value	Reasons for payment or transfer
4.6. Rishi Goyaol Essar, 9th Floor, Essar House 11 KK MARG, Mahalaxmi Mumbai, Maharashtra Employee of Essar Services	11 payment s, various dates 1/18 TO 12/18	\$3,833.53	expenses - payment directed by Essar Global

4.7. Holiday Inn Express	\$6,191.46	expenses - payment directed by Essar Global
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5. Repossessions, foreclosures, and returns

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

☐ None

Creditor's name and address	Describe of the Property	Date	Value of property
WPP LLC 5260 IWIN ROAD Huntington, WV 25705	Armstrong Lease with Deepwater Resources Terminated	3/1/2019	\$1,000,000.00

6. Setoffs

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

☐ None

Creditor's name and address	Description of the action creditor took	Date action was taken	Amount
Chase Bank	Fees offset against checking account Last 4 digits of account number: _____		\$300.00

Part 3: Legal Actions or Assignments**7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits**

List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity—within 1 year before filing this case.

☐ None.

Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.1. Virginia Johnson v Guardco Security, LLC, Gary Lee Grover, Karen Payne and Deep Water Resources, LLC 18-C-173	The Plaintiff Virginia Johnston the administratrix of the Estate of Johnny Johnston asserts that Johnny Johnston was killed by a fatal gunshot by Gary Lee Grover an employee of Guardco Security, LLC which was hired to provide security as the Deepwater Fayette site.	Circuit Court of Fayette County, WV Fayette County Courthouse P.O. Box 600 100 North Court Street Nantucket, MA 02584	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded

8. Assignments and receivership

List any property in the hands of an assignee for the benefit of creditors during the 120 days before filing this case and any property in the hands of a receiver, custodian, or other court-appointed officer within 1 year before filing this case.

☒ None

Part 4: Certain Gifts and Charitable Contributions

9. List all gifts or charitable contributions the debtor gave to a recipient within 2 years before filing this case unless the aggregate value of the gifts to that recipient is less than \$1,000

☒ None

Recipient's name and address	Description of the gifts or contributions	Dates given	Value
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Part 5: Certain Losses

10. All losses from fire, theft, or other casualty within 1 year before filing this case.

☒ None

Description of the property lost and how the loss occurred	Amount of payments received for the loss	Dates of loss	Value of property lost
	If you have received payments to cover the loss, for example, from insurance, government compensation, or tort liability, list the total received. List unpaid claims on Official Form 106A/B (Schedule A/B: Assets – Real and Personal Property).		

Part 6: Certain Payments or Transfers

11. Payments related to bankruptcy

List any payments of money or other transfers of property made by the debtor or person acting on behalf of the debtor within 1 year before the filing of this case to another person or entity, including attorneys, that the debtor consulted about debt consolidation or restructuring, seeking bankruptcy relief, or filing a bankruptcy case.

☐ None.

Who was paid or who received the transfer? Address	If not money, describe any property transferred	Dates	Total amount or value
11.1. James Pierson, Pierson Legal Services P. O. Box 2291 Charleston, WV 25328		June 22, 2018, retainer regarding analysis of financial condition and for due diligence to ascertain if certain liens could be removed.	\$10,000.00
Email or website address jpierson@piersonlegal.com			
Who made the payment, if not debtor?			

Who was paid or who received the transfer? Address	If not money, describe any property transferred	Dates	Total amount or value
11.2.			
James Pierson/ Pierson Legal Services P. O. Box 2291 Charleston, WV 25328		\$10,000.00 restore retainer for due diligence ultimately applied toward bankruptcy	\$10,000.00

Email or website address
jpierson@piersonlegal.com

Who made the payment, if not debtor?

11.3.			
James Pierson dba Pierson Legal Services 5300 MacCorkle Avenue, SE P.O. Box 2291 Charleston, WV 25328-1210		Immediately prior to filing, payment by certified check as bankruptcy retainer placed in trust account for future services.	\$50,000.00

Email or website address
jpierson@piersonlegal.com

Who made the payment, if not debtor?

12. Self-settled trusts of which the debtor is a beneficiary

List any payments or transfers of property made by the debtor or a person acting on behalf of the debtor within 10 years before the filing of this case to a self-settled trust or similar device.
Do not include transfers already listed on this statement.

☐ None.

Name of trust or device	Describe any property transferred	Dates transfers were made	Total amount or value
Prior management prior to 4/2016 but none known			\$0.00

Trustee

Frasure Mining Bankruptcy Trust Case #	Transfers recovered from creitors in prior bankruptcy	Unknown
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Trustee

Debtor **New Trinity Coal Incorporated**

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Case number (if known) **2:19-bk-20088****13. Transfers not already listed on this statement**

List all transfers of money or other property by sale, trade, or any other means made by the debtor or a person acting on behalf of the debtor within 2 years before the filing of this case to another person, other than property transferred in the ordinary course of business or financial affairs. Include both outright transfers and transfers made as security. Do not include gifts or transfers previously listed on this statement.

☒ None.

Who received transfer? Address	Description of property transferred or payments received or debts paid in exchange	Date transfer was made	Total amount or value
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Part 7: Previous Locations**14. Previous addresses**

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

☐ Does not apply

Address	Dates of occupancy From-To
14.1. 137 1/2 East Main Street Oak Hill, WV 25901	before current management but within 3yr
14.2. P.O. Box 100 Oak Hill, WV 25901	current
14.3. 1058 McClellans Mountains Road Kincaid	current

Part 8: Health Care Bankruptcies**15. Health Care bankruptcies**

Is the debtor primarily engaged in offering services and facilities for:

- diagnosing or treating injury, deformity, or disease, or
- providing any surgical, psychiatric, drug treatment, or obstetric care?

- ☒ No. Go to Part 9.
- ☐ Yes. Fill in the information below.

Facility name and address	Nature of the business operation, including type of services the debtor provides	If debtor provides meals and housing, number of patients in debtor's care
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Part 9: Personally Identifiable Information**16. Does the debtor collect and retain personally identifiable information of customers?**

- ☒ No.
- ☐ Yes. State the nature of the information collected and retained.

17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b), or other pension or profit-sharing plan made available by the debtor as an employee benefit?

- ☐ No. Go to Part 10.
- ☒ Yes. Does the debtor serve as plan administrator?

☐ No Go to Part 10.

☒ Yes. Fill in below:

Name of plan

**Annual Performance Bonus recieved by Gunjan Gupta for
2016-2017 in the amount of \$187,500**

Employer identification number of the plan
EIN: none

Has the plan been terminated?

☒ No

☐ Yes**Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units****18. Closed financial accounts**

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?

Include checking, savings, money market, or other financial accounts; certificates of deposit; and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

☒ None**Financial Institution name and Address****Last 4 digits of account number****Type of account or instrument****Date account was closed, sold, moved, or transferred****Last balance before closing or transfer****19. Safe deposit boxes**

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

☒ None**Depository institution name and address****Names of anyone with access to it Address****Description of the contents****Do you still have it?****20. Off-premises storage**

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

☐ None**Facility name and address****Names of anyone with access to it****Description of the contents****Do you still have it?**

Security Building
100 Capitol Street
Charleston, WV 25301

Paul Saluja
Gunjan Gupta
Barbara Christian

files

☐ No
☒ Yes

Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own**21. Property held for another**

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

☐ None**Owner's name and address****Location of the property****Describe the property****Value**

Frasure Creek Mining, LLC
1058 MacClellans Mountain Road
Kincaid, WV 25119

All leases which are in the name of affiliated entities are in the possession and control of Frasure Creek Mining, LLC who holds all permits and New Trinity Coal Inc who posted all bonds. New Trinity Coal Inc. is the only operating entity and income from its operations pays for reclamation activities on all affiliated company properties.

Unknown

Part 12: Details About Environment Information

For the purpose of Part 12, the following definitions apply:

Environmental law means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless of the medium affected (air, land, water, or any other medium).

Site means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.

Hazardous material means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

Report all notices, releases, and proceedings known, regardless of when they occurred.

22. **Has the debtor been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.**

- ☐ No.
☒ Yes. Provide details below.

Case title Case number	Court or agency name and address	Nature of the case	Status of case
Applachian Voices, Inc. et al. v Frasure Creek Mining, LLC. and Trinity Coal Corporation 7:15-cv-0023-ART-EBA	US District Ct for Eastern District KY	Frasure Creek Mining, LLC is a subsidiary of the Debtor and holds all permits for New Trinity Coal, Inc., Deepwater and all other affiliated mining operations. A consent Order was entered 2/8/16 which barred Frasure Creek from mining in KY for 5 years	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input checked="" type="checkbox"/> Concluded
Administrative order entered under WPCA, (W.VA code, Chapter 22, Article 11) against Frasure Creek Mining, LLC entered 2/15/19 M-19-267	WVDEP 601 57th Street., S.E. Charleston, WV 25304	Order for compliance entered directing Frasure Creek Mining, LLC to take remedial actions regarding WVSCI score decline	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded

23. **Has any governmental unit otherwise notified the debtor that the debtor may be liable or potentially liable under or in violation of an environmental law?**

- ☐ No.
☒ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
Frasure Creek Mining, LLC 1058 MacClellans Mountain Road Kincaid, WV 25119	WV Dept. of Environmental Protection 1159 Nick Rahall Greenway Fayetteville, WV 25840	WV Code 22, art. 3 section 13 [22-3-13(b)(17)]	03/15/2019

24. **Has the debtor notified any governmental unit of any release of hazardous material?**

- ☒ No.
☐ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
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Part 13: Details About the Debtor's Business or Connections to Any Business

25. **Other businesses in which the debtor has or has had an interest**

List any business for which the debtor was an owner, partner, member, or otherwise a person in control within 6 years before filing this case. Include this information even if already listed in the Schedules.

☐ None

Business name address

Describe the nature of the business

Employer Identification number

Do not include Social Security number or ITIN.

Dates business existed

EIN: **364429409KY**

From-To

25.1. **Frasure Creek Mining LLC**
1058 MaClellans Mountain
Road
Kincaid, WV 25119

25.2. **Deep Water Resources LLC**
1058 MaClellans Mountain
Road
Kincaid, WV 25119

EIN: **311746594WV**

From-To

25.3. **Hughes Creek Terminal LLC**
1058 MaClellans Mountain
Road
Kincaid, WV 25119

EIN: **205228285WV**

From-To

26. Books, records, and financial statements

26a. List all accountants and bookkeepers who maintained the debtor's books and records within 2 years before filing this case.

☐ None

Name and address

26a.1. **Herman & Cormany**
8 Capitol St., Ste 600
Charleston, WV 25301

Date of service
From-To

08/2017 to present

26a.2. **Silvia Yehezkeal, CPA**
315 Madison Ave
Ste 1804
New York, NY 10017

unknown, engaged
at the direction of
parent Essar Global

26b. List all firms or individuals who have audited, compiled, or reviewed debtor's books of account and records or prepared a financial statement within 2 years before filing this case.

☐ None

Name and address

26b.1. **Herman & Cormany**
8 Capitol St., Ste 600
Charleston, WV 25301

Date of service
From-To

08/2017 to present

Name and address

26b.2. **P&G Associates, PLLC**
300 E. Royal Lane
Suite 127
Irving, TX 75039

Date of service
From-To

8/23/18-filing

26c. List all firms or individuals who were in possession of the debtor's books of account and records when this case is filed.

☐ None

Name and address

If any books of account and records are
unavailable, explain why

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Name and address

26c.1. **Management prior to 2017
unknown**

If any books of account and records are unavailable, explain why
Current management took over the operation of the business in January, 2017. At that time the mining operations were idled and there have been no management in place for over a year. The only records provided to current management were old tax returns from which they reconstructed records to the extent possible.

26d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom the debtor issued a financial statement within 2 years before filing this case.

☐ None

Name and address

26d.1. **One Beacon
Terry Dahl, VP and Surety Counsel
One State Street Plaza
31st floor
New York, NY 10004**

26d.2. **Lexant
73583 Nethersole Drive
Cleveland, OH 44130**

26d.3. **Essar Services**

26d.4. **Essar Steel India Limited**

26d.5. **Essar Global Fund Limited**

27. Inventories

Have any inventories of the debtor's property been taken within 2 years before filing this case?

☒ No

☐ Yes. Give the details about the two most recent inventories.

Name of the person who supervised the taking of the inventory

Date of inventory

The dollar amount and basis (cost, market, or other basis) of each inventory

28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.

Name	Address	Position and nature of any interest	% of interest, if any
Gunjan Gupta	New Trinity	President & CEO, and director	
Sushil Baid		Director	
Paul Saluja	New Trinity	Vice president and general counsel	

29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?

- ☐ No
☒ Yes. Identify below.

Name	Address	Position and nature of any interest	Period during which position or interest was held
Deepak Maheshwari			

30. **Payments, distributions, or withdrawals credited or given to insiders**
Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

- ☐ No
☒ Yes. Identify below.

Name and address of recipient	Amount of money or description and value of property	Dates	Reason for providing the value
30.1 Gunjan Gupta	salary and bonus		employment
Relationship to debtor President, CEO, and Director			
30.2 Paul Saluja	salary		employment
Relationship to debtor Vice president and general counsel			

31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?

- ☐ No
☒ Yes. Identify below.

Name of the parent corporation	Employer Identification number of the parent corporation
Frasure Creek Mining	EIN: 364429409
Deep Water Resources	EIN: 311746594
Hughes Creek Terminal	EIN: 205228285

32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?

- ☒ No
☐ Yes. Identify below.

Name of the pension fund	Employer Identification number of the parent corporation

Part 14: Signature and Declaration

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in

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connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both.
18 U.S.C. §§ 152, 1341, 1519, and 3571.

I have examined the information in this *Statement of Financial Affairs* and any attachments and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **March 25, 2019**

/s/ Gunjan Gupta

Signature of individual signing on behalf of the debtor

Gunjan Gupta

Printed name

Position or relationship to debtor **President and CEO**

Are additional pages to *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy* (Official Form 207) attached?

☒ No

☐ Yes